

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107
and

THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Office of Environmental Quality Control
Water Quality Certification and Wetlands Programs Section
2600 Bull Street
Columbia, South Carolina 29201

REGULATORY DIVISION
Refer to: P/N #2003-1W-357-W

5 DECEMBER 2003

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Section 401 of the Clean Water Act (33 U.S.C. 1341) and the S.C. Construction in Navigable Waters Permit Program (R. 19-450, et seq., 1976 S.C. Code of Laws, as amended), an application has been submitted to the Department of the Army and the State of South Carolina by

TATTLER'S WHARF HOMEOWNERS ASSOCIATION
c/o LYNETTE L. KOON, PRESIDENT
6 GREEN SHANK COURT
IRMO, SOUTH CAROLINA 29063

for a permit to perform excavation in waters of

LAKE MURRAY

at a location within a cove bordered by the Tattler's Wharf subdivision near the Town of Ballentine, Richland County at Richland County's border with Lexington County, South Carolina (Latitude 34.1021°, Longitude 81.2354°)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 5 JANUARY 2004

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of removing 9,712 cubic yards of material from an area primarily around permitted docks and boat slips that measures 1.34 acres located in a cove of Lake Murray using a track hoe, bulldozer and pan. The material will be transferred to an adjacent upland disposal site labeled as the Tattlers Wharf Commons Area shown on sheet 3B of 5. The purpose of the project is to restore the depth of the cove for private recreational use by the residents of the Tattlers Wharf Subdivision and for access to deeper waters of Lake Murray.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107.**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards (Section 401 of the Clean Water Act). The District Engineer will not process this application to a conclusion until such certification is received. This activity may also require evaluation for compliance with the S. C. Construction in Navigable Waters Permit Program. State review, permitting and certification is conducted by the S. C. Department of Health and Environmental Control. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to State certification or the navigable waters permit must submit all comments in writing to the S. C. Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 1.34 acres of freshwater habitat upstream of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

The District Engineer has consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. Consultation of the National Register

5 DECEMBER 2003

constitutes the extent of cultural resource investigations by the District Engineer, and he is otherwise unaware of the presence of such resources. Presently unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

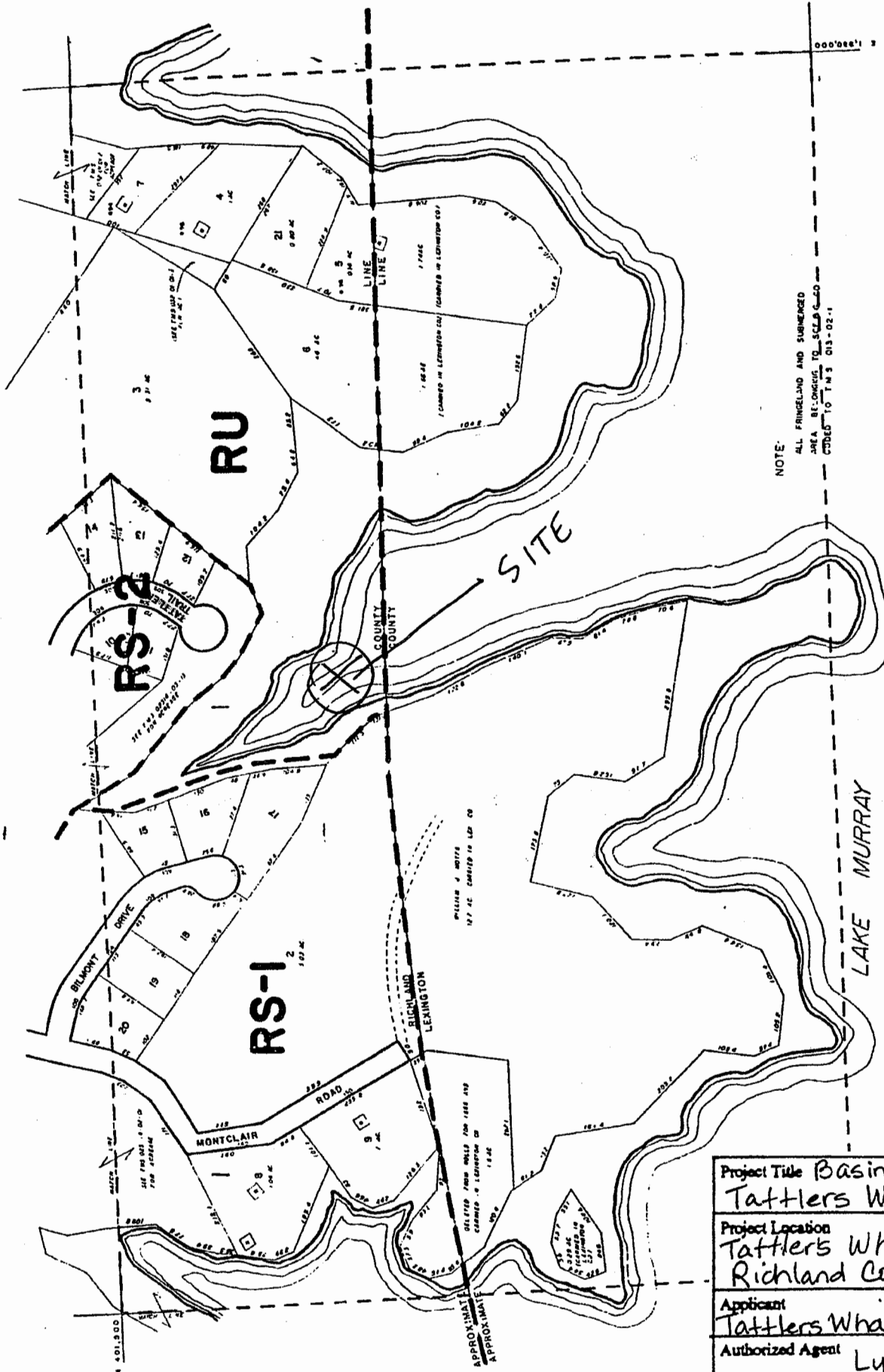
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact me at 843-329-8044 or toll free at 1-866-329-8187.



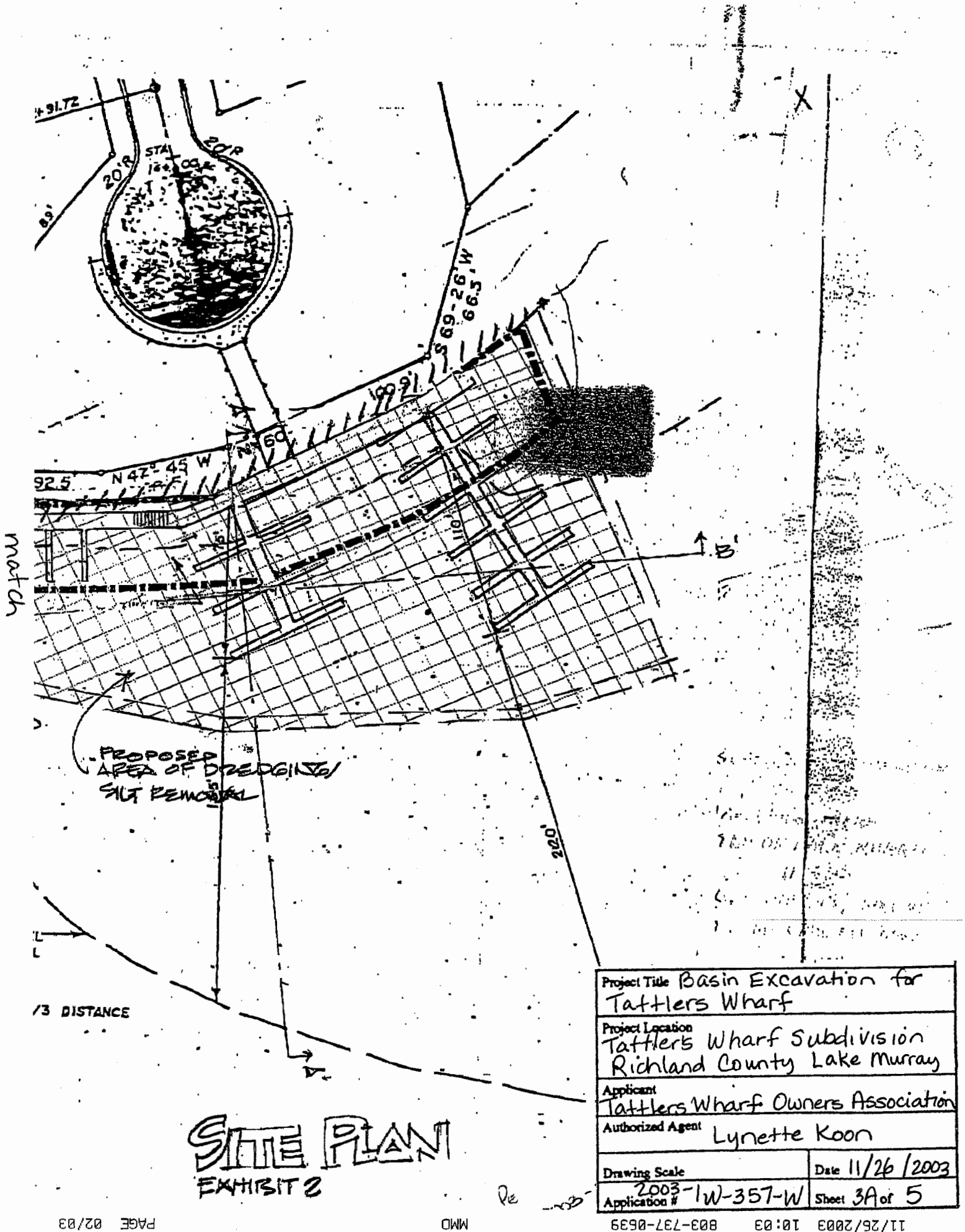
Debra W. King
Project Manager
Regulatory Division
U.S. Army Corps of Engineers



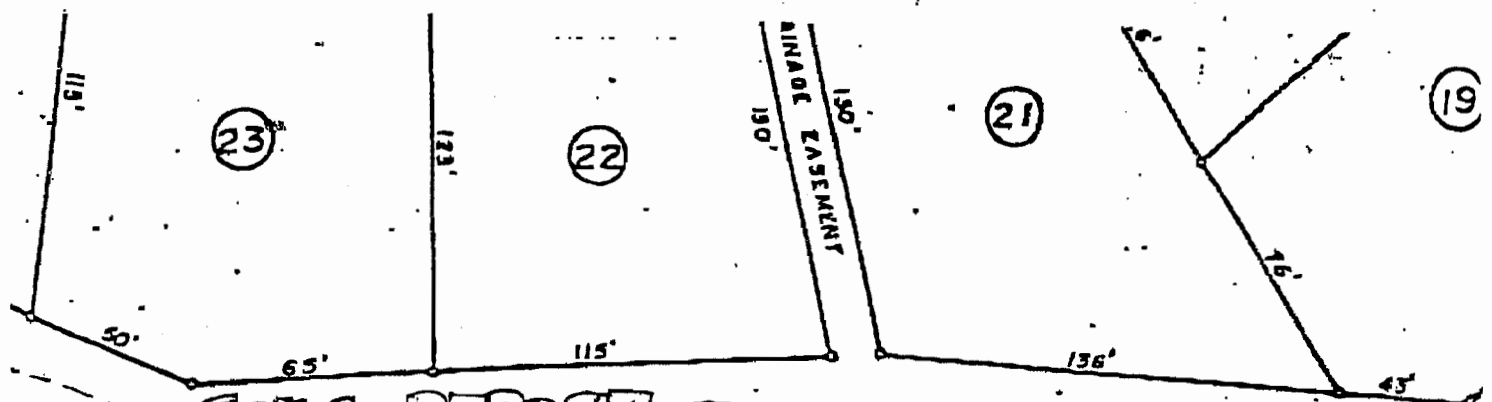
NOTE:
ALL FRINGED AND SUBMERGED
AREA BE SUBJECT TO SCALE CHANGE
DUE TO TIDE CHANGES

Project Title Basin Excavation for Tattlers Wharf	
Project Location Tattlers Wharf Subdivision Richland County Lake Murray	
Applicant Tattlers Wharf Owners Association	
Authorized Agent Lynette Koon	
Drawing Scale	Date 11/17/2003
Application # 2003-1W-357-W	Sheet 2 of 5

LEGEND	ZONING MAP PROPERTY TAX MAP RICHLAND COUNTY SOUTH CAROLINA	MAP KEY 023-10 023-11 023-12 023-13 023-14 023-15 023-16 023-17 023-18 023-19 023-20 023-21 023-22 023-23 023-24 023-25 023-26 023-27 023-28 023-29 023-30 023-31 023-32 023-33 023-34 023-35 023-36 023-37 023-38 023-39 023-40 023-41 023-42 023-43 023-44 023-45 023-46 023-47 023-48 023-49 023-50 023-51 023-52 023-53 023-54 023-55 023-56 023-57 023-58 023-59 023-60 023-61 023-62 023-63 023-64 023-65 023-66 023-67 023-68 023-69 023-70 023-71 023-72 023-73 023-74 023-75 023-76 023-77 023-78 023-79 023-80 023-81 023-82 023-83 023-84 023-85 023-86 023-87 023-88 023-89 023-90 023-91 023-92 023-93 023-94 023-95 023-96 023-97 023-98 023-99 023-100	GRAPHIC SCALE 0 10 20 30 40 50 60 70 80 90 100 110 120 130 140 150 160 170 180 190 200 210 220 230 240 250 260 270 280 290 300 310 320 330 340 350 360 370 380 390 400 410 420 430 440 450 460 470 480 490 500 510 520 530 540 550 560 570 580 590 600 610 620 630 640 650 660 670 680 690 700 710 720 730 740 750 760 770 780 790 800 810 820 830 840 850 860 870 880 890 900 910 920 930 940 950 960 970 980 990 1000	FLEETWOOD PROPERTY MAP SHEET NO. 02313 SCHOOL DISTRICT 6UD

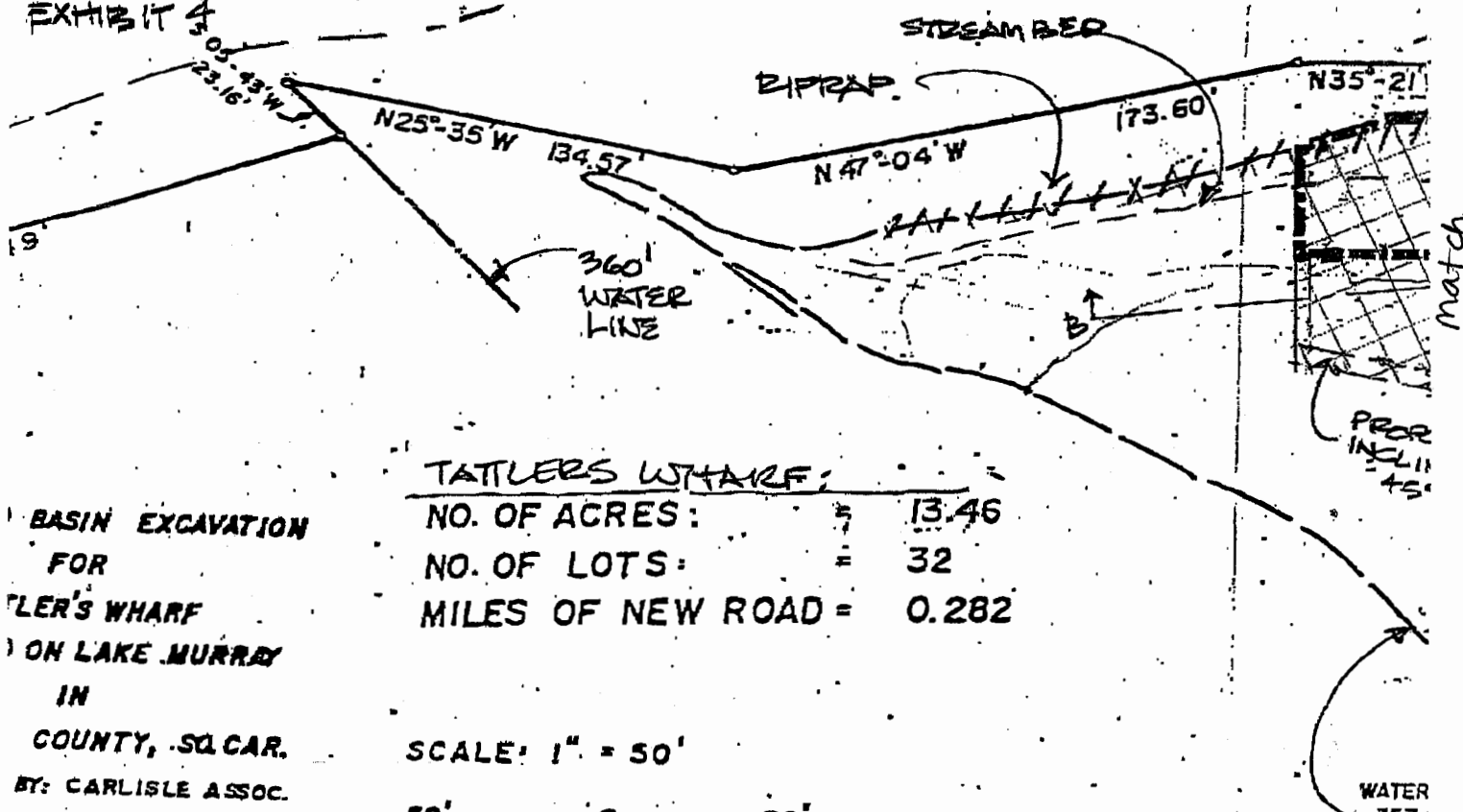


Project Title Basin Excavation for Tattlers Wharf	
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Applicant Tattlers Wharf Owners Association	
Authorized Agent Lynette Koon	
Drawing Scale	Date 11/26/2003
Application # 2003-1W-357-W	Sheet 3A of 5



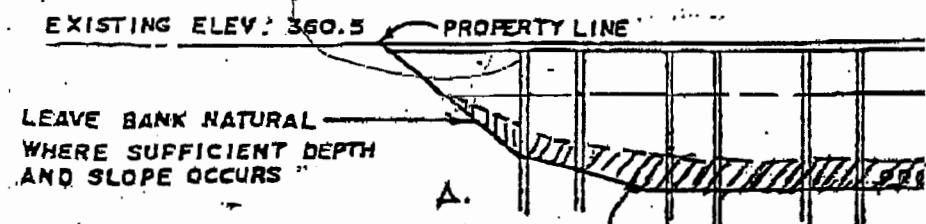
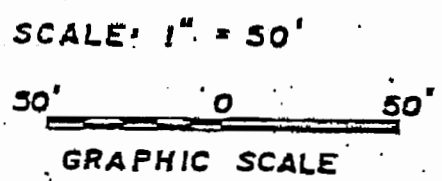
SOILS DEPOSIT

SOILS AREA
TATTLERS WHARF
COMMONS AREA
EXHIBIT 4



TATTLERS WHARF:
 NO. OF ACRES: = 13.46
 NO. OF LOTS: = 32
 MILES OF NEW ROAD = 0.282

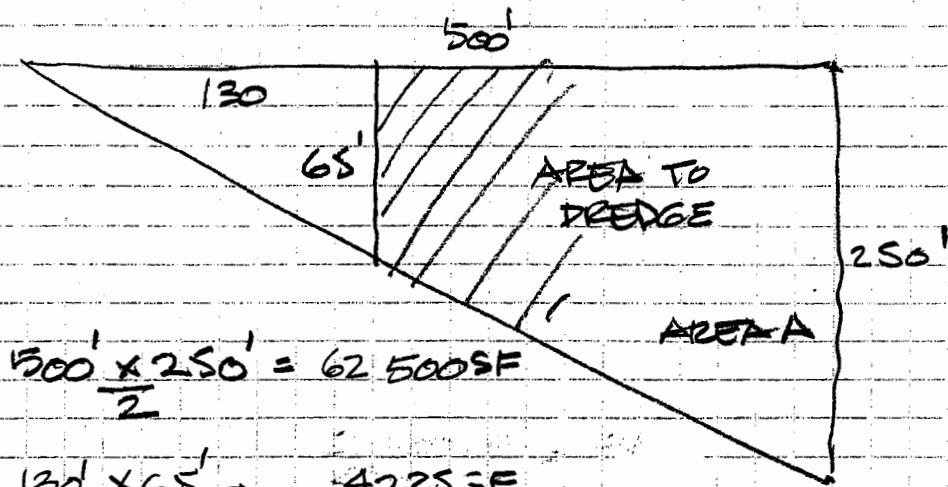
BASIN EXCAVATION
FOR
TATTLERS WHARF
ON LAKE MURRAY
IN
COUNTY, S.C.
BY: CARLISLE ASSOC.



CROSS SECTION
EXHIBIT 3

Project Title Basin Excavation for Tattlers Wharf	
Project Location Tattlers Wharf Subdivision Richland County Lake Murray	
Applicant Tattlers Wharf Owners Association	
Authorized Agent Lynette Koon	
Drawing Scale	Date 11/26/2003
Application # 2003-1W-357-W	Sheet 3B of 5

VOL CALCULATION



$$\frac{500' \times 250'}{2} = 62,500 \text{ SF}$$

$$\frac{130' \times 65'}{2} = 4,225 \text{ SF}$$

$$58,275 \text{ SF} \div 9 = 6,475 \text{ sq yds PROPOSED IN DREDGED AREA.}$$

LAKE POOL IS 360'
WHEN DOWN 8' BASIN IS DRY

SILT IS AT 352
DREDGE TO 346'

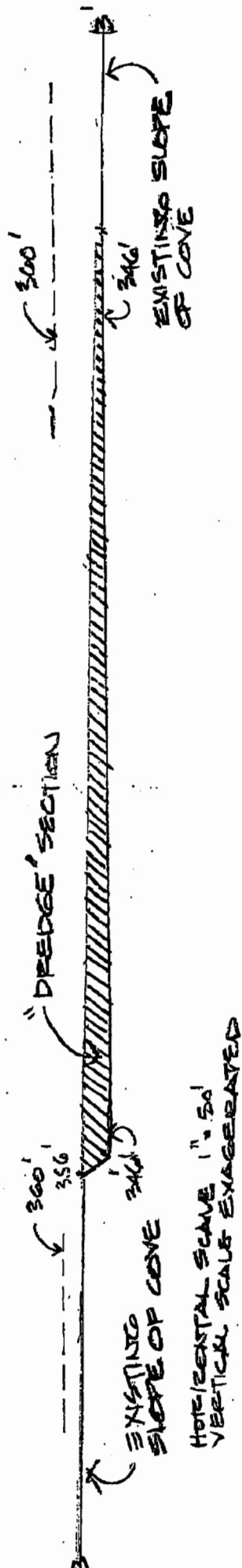
6 MAX DEPT OR 2 yds
DEPTH AVERAGE IS 1.5 yds = 4.5'

VOL OF DREDGE OPNS

$$6,475 \text{ SY} \times 1.5 \text{ YD} = 9,712.5 \text{ CY. OR APPROX } 10,000 \text{ CY}$$

area is 1.34 acres
volume is 9,712 ← cu yds

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Application # 2003-1W-357-W	Sheet 4 of 5



EXISTING FOR PERMIT
2003-1W-357
TATTLEERS WHARF
TO DEEPER KINGS
843-329-2332
FROM
LYNETTE KOON
803-781-6412
11/25/03

Project Title Basin Excavation for Tattleers Wharf	
Project Location Tattleers Wharf Subdivision Richland County Lake Murray	
Applicant Tattleers Wharf Owners Association	
Authorized Agent Lynette Koon	
Drawing Scale	Date 11/26/2003
Application # 2003-1W-357-W	Sheet 5 of 5